

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - Sri Ch.Somaiah, Deputy Director of Agriculture (Agrl)O/o Joint Director of Agriculture , Medak District – Disciplinary proceedings under rule 9 of APRP 1980 initiated for misusing official position and drawing GPF amount with malafide intention – Articles of charges issued – Written Statement of Defense submitted – Further action dropped – Orders – issued

AGRICULTURE AND COOPERATION (VIG.I-2)DEPARTMENT

G.O.Rt.No: 945

Dated:04/08/2008
Read the following:

- 1) From the Commissioner and Director of Agriculture, Hyderabad
Letter No: Vig.III(2)43/07, Dated: 11.4.2007.
- 2) G.O.Ms.No: 104, Agriculture and Cooperation (Vig.I)Department,
Dated: 25.5.2007.
- 3) G.O.Ms.No: 246, Agriculture and Cooperation (Vig.I)Department,
Dated: 10.8.2007.
- 4) G.O.Ms.No: 1024, Agriculture and Cooperation (Vig.I)Department, Dated:
10.8.2007.
- 5) From Sri Ch.Somaiah, Deputy Director of Agriculture (Agro)O/o Joint
Director of Agriculture, Medak District, Written statement of defense ,
Dated: 19.12.2007.

ORDER:

Disciplinary Proceedings are initiated against Sri Ch.Somaiah, Deputy Director of Agriculture (Agrl)O/o Joint Director of Agriculture, under Rule 9 of APRP Rules 1980 and the following Articles of charges are issued against him in the G.O. 4th read above:

Articles of charge I:

“that Sri Ch. Somaiah, formerly Deputy Director of Agriculture (Agrl), O/o Joint Director of Agriculture Medak district (now retired) while working as I/c Joint Director of Agriculture Medak during 2005 has sanctioned and drawn an amount of Rs. 2,16,000/- for himself from his G.P.F. account as part final withdrawal on medical grounds ignoring his previous withdrawal of Rs. 1,90,000/- which led to running of G.P.F Account into minus balance. Thus he failed to follow the procedure and acted in excess of his jurisdiction and there by violated rule 3 of APCS (Conduct) Rules, 1964.”

Articles of charge II:

“that Sri Ch. Somaiah, formerly Deputy Director of Agriculture (Agrl), O/o Joint Director of Agriculture , Medak district (now retired) while working as I/ C Joint Director of Agriculture Medak district has misused his powers and drawn G.P.F part final with drawl for himself even though he is not competent to sanction the same and has misused the powers and gross dereliction of duties and scant respect his superior officers which attracts the violation of Rule 3 of APCS (Conduct) Rules, 1964.

2. The Charged Officer in his Written statement of defense he has stated that in respect of charge I he remitted the minus balance of Rs. 35,981/- as pointed out by the Accountant General , Hyderabad. In respect of charge II he has submitted that he never mis used the powers and sanctioned and drawn an amount of Rs. 2,16,000 as he was not the competent authority to sanction the G.P.F part final with drawl to the Deputy Director of Agriculture in the capacity

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as Incharge Joint Director of Agriculture .He has further submitted that as per GPF rules, the GPF advances / part final is to be sanctioned by the officer two levels above the person to whom the part final with drawl is sanctioned. Hence, this made clear that being as In-charge Joint Director of Agriculture , misusing the official position with a malafide intension would be a serious lapse on his fact. The Charged Officer has referred to the rule prescribed in G.O.Ms.No: 42, Finance (Pension.II) Dept., Dated: 29.1.2003 . He has contended that being a applicant as Deputy Director of Agriculture (Agri) and being a sanctioning authority as Joint Director of Agriculture as per powers vested by the Government in the aforesaid G.O the sanctioning of part final withdrawal was accorded in the respective manner and there was no malafide intention behind to sanction the part final withdrawal .Thus he has denied both the charges issued against him and requested the Government to drop further action in the matter.

3. Government have carefully examined the Written statement of defense submitted by the Charged Officer and accept the contentions above made in the written statement of defense and decided to drop further action against him in the matter.

4. Accordingly, Government here by exonerate the Charged Officer Sri.Ch.Somaiah, JDA, Medak (Retd.) from the charges and drop further action against him in this case. The Commissioner and Director of Agriculture, Hyderabad is requested to take necessary further action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

C.R.BISWAL

PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri Ch. Somaiah, formerly Deputy Director of Agriculture (Agri), O/o Joint Director of Agriculture , Medak district (now retired) through the Commissioner and Director of Agriculture, Hyderabad.

The Commissioner and Director of Agriculture, Hyderabad
SF/SC.

//FORWARDED :: BY ORDER//

SECTION OFFICER